



11-17-04

15 Filed  
2612

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b> Applicant(s): XYBERNAUT CORPORATION			Docket No. <b>X2008F</b>	
Application No. <b>09/784,496</b>	Filing Date <b>2/15/01</b>	Examiner <b>J. ELDER</b>	Customer No.	Group Art Unit <b>2612</b>
Invention: <b>SYSTEM FOR DELIVERING NEWS</b>				
<p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 5px; min-height: 40px;"><b>AMENDMENT</b></div> <p style="text-align: center;"><i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p> <p style="text-align: center;"><u>NOVEMBER 16, 2004</u> <i>(Date)</i></p> <div style="text-align: right; margin-top: 20px;"><p><u><b>JAMES J. RALABATE</b></u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i></p><p><u></u> <i>(Signature of Person Mailing Correspondence)</i></p><p><u><b>EV 394762642 US</b></u> <i>("Express Mail" Mailing Label Number)</i></p></div>				
<b>Note: Each paper must have its own certificate of mailing.</b>				

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>				Docket No. <b>X2008F</b>	
Applicant(s): <b>XYBERNAUT CORPORATION</b>					
Application No. <b>09/784,496</b>	Filing Date <b>2/15/01</b>	Examiner <b>J. ELDER</b>	Customer No.	Group Art Unit <b>2615</b>	Confirmation No.
Invention: <b>SYSTEM FOR DELIVERING NEWS</b>					
<b>COMMISSIONER FOR PATENTS:</b>					
Transmitted herewith is an amendment in the above-identified application.					
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	-	20 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	-	3 =	0 x	\$44.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>18-0080</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>					
 _____ <i>Signature</i>			Dated: <b>NOVEMBER 16, 2004</b>		
<b>JAMES J. RALABATE, REG. NO. 19,211</b> <b>5792 MAIN STREET</b> <b>WILLIAMSVILLE, NY 14221</b> <b>(716) 634-2280</b>			<div style="border: 1px solid black; padding: 5px;">             I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____              _____              (Date)              _____  <i>Signature of Person Mailing Correspondence</i>              _____  <i>Typed or Printed Name of Person Mailing Correspondence</i> </div>		
CC:					



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Rei INASAKA  
Application Serial No. : 09/784,496  
Attorney Docket No. : X2008F  
Filing Date : February 15, 2001  
For : SYSTEM FOR DELIVERING  
NEWS  
Examiner/Art Unit : Elder, J./2612

Mail Stop Amendments  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

In response to the Office Action mailed September 2, 2004, the period for response extending until December 2, 2004, amend the subject application as set forth below.

**Amendment to the Title** begins on page 2 of this paper.

**Amendment to the Claims** begins on page 3 of this paper.

**Remarks** begin on page 7 of this paper.

**AMENDMENT TO THE TITLE:**

Amend the title to read --MOBILE NEWS GATHERING SYSTEM AND NEWS  
DELIVERY SYSTEM AND METHOD THEROF ~~FOR DELIVERING NEWS~~--